

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 1941 - SB 1927

February 2, 2020

SUMMARY OF BILL: Prohibits pawnbrokers from accepting property which they know, or should reasonably know, is stolen or accepting property which is being pledged by a person who they know, or should reasonably know, is not the rightful owner, without first notifying police.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 45-6-212, a pawnbroker must notify a police officer prior to accepting:
 - A pledge or purchase property from a person under 18 years of age;
 - A pledge from anyone who appears intoxicated; or
 - A pledge from any person known to the pawnbroker to be a thief or convicted of larceny, burglary, or robbery.
- While the precise nature of the notification is not specified, law enforcement currently receive written and electronic notifications from pawnbrokers, pursuant to Tenn. Code Ann. § 45-6-213 and § 45-6-221.
- The additional notification required by the proposed legislation will not result in any significant fiscal impact to local government.
- Pursuant to Tenn. Code Ann. § 45-6-218(a), a violation of this prohibition is a Class A misdemeanor offense. If the violation is by an owner or major stockholder and/or managing partner of the pawnshop, and the violation is committed knowingly, then the pawnbroker's license may be suspended or revoked.
- There will not be a sufficient number of prosecutions for state or local government to experience any significant increase in revenue or expenditures.
- Any impact on the number of suspended or revoked licenses or any fees associated with such suspensions or revocations will be not significant.

IMPACT TO COMMERCE:

NOT SIGNIFICANT

Assumption:

- The proposed language does not specify the manner in which a pawnbroker must notify a police officer; however it is assumed that the additional notification will not result in any significant change in the current operations of pawnbrokers. Any impact to jobs or commerce in Tennessee is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/jrh